

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of DAT and DLT, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

ERICA ANDREA THOMAS,

Respondent-Appellant,

and

DAVID ALLEN TWIGGS,

Respondent.

UNPUBLISHED

January 29, 2002

No. 230835

Wayne Circuit Court

Family Division

LC No. 92-297775

Before: Sawyer, P.J., and O'Connell and Zahra, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the trial court order terminating her parental rights to the minor children under MCL 712A.19b(3)(a)(ii), (c)(i), (g), (i) and (j). We affirm. This case is being decided without oral argument pursuant to MCR 7.214(E).

The trial court did not clearly err in finding that §§ 19b(3)(a)(ii), (c)(i), (g), (i) and (j) were established by clear and convincing evidence. MCR 5.974(I), *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Petitioner-appellee's evidence established that respondent-appellant failed to establish stable housing, failed to benefit from programs offered by the foster care agency, and failed to visit her children for more than 90 days. Because the evidence did not show that termination of respondent-appellant's parental rights was clearly not in the children's best interests, the trial court did not err in terminating her parental rights. MCL 712A.19b(5); *In re Trejo Minors*, 462 Mich 341, 356-357; 612 NW2d 407 (2000).

Additionally, we find no record support for respondent-appellant's claim that her caseworkers offered her no services and did not aid her in completing the requirements of the parent/agency agreement. To the contrary, respondent-appellant was offered services and assistance and either failed to avail herself of these services or failed to show any appreciable

benefit from the services. Moreover, respondent-appellant's frequent moves, failure to maintain contact with caseworkers, and failure to visit the children thwarted the agency's ability to help her.

Affirmed.

/s/ David H. Sawyer
/s/ Peter D. O'Connell
/s/ Brian K. Zahra